

THE FOLLOWING GREENWOOD COMMON COUNCIL ORDINANCE WILL BE INTRODUCED AT THE APRIL 17, 2006, MEETING, WITH FIRST READING AT THE JUNE 19, 2006, MEETING, AND SECOND READING AT THE AUGUST 7, 2006, MEETING. PLEASE NOTE THIS ORDINANCE IS SUBJECT TO AMENDMENTS BY THE COMMON COUNCIL. IF YOU WISH TO SEE THE ADOPTED ORDINANCE PLEASE CONTACT THE CLERK-TREASURER OFFICE AT (317) 888-2100 OR VIA E-MAIL AT CLERK@GREENWOOD.IN.GOV FOR AN EXECUTED COPY AFTER THE SECOND READING

GREENWOOD COMMON COUNCIL

ORDINANCE NO. 06-11

AN ORDINANCE ANNEXING CERTAIN TERRITORY WITHIN THE AREA OF EXTENDED JURISDICTION OF THE CITY OF GREENWOOD, INDIANA, PLACING THE SAME WITHIN THE CORPORATE BOUNDARIES THEREOF AND MAKING THE SAME A PART OF THE CITY OF GREENWOOD AND REDEFINING THE CORPORATE BOUNDARIES OF THE CITY OF GREENWOOD, INDIANA, APPROXIMATELY 10.76 ACRES LOCATED ON THE SOUTH SIDE OF COUNTY LINE ROAD AND THE EAST SIDE OF AIRPORT PARKWAY (commonly known as the J. Greg Allen & Assoc.; Newlin Properties, LLC; and Urology of Indiana Property)

WHEREAS, the Greenwood Plan Commission conducted a public hearing on the voluntary petition for annexation of approximately 10.76 acres located on the South side of County Line Road and the East side of Airport Parkway; and

WHEREAS, the Greenwood Plan Commission has given a **favorable recommendation** (9 – 0) regarding said annexation petition; and

WHEREAS, in connection with I.C. 36-4-3-3.1, I.C. 36-4-3-13 and Greenwood Common Council Resolution No. 86-2, as amended, a written fiscal plan has been prepared by the City's Director of Planning, Zoning, Research and Development for said annexation; and

WHEREAS, this parcel is located in the Greenwood Plan Commission's area of extended jurisdiction and the petitioner is requesting the zoning classification to remain Industrial. The property is currently zoned Johnson County I-1 Industrial use and the Petitioner is requesting I-1 – Industrial Light use by Greenwood Common Council Ordinance No. 06-10; and

WHEREAS, the area to be voluntarily annexed into the City includes a portion of or is contiguous to certain portions of the roadway(s) known as County Line Road and Airport Parkway; and

WHEREAS, the Greenwood Common Council conducted a public hearing concerning the passage of this annexation ordinance prior to its adoption,

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF GREENWOOD, INDIANA, THAT:

Section 1. In accordance with IC 36-4-3-1 et seq. which authorizes the Common Council to declare and define the corporate boundaries of the City of Greenwood, Indiana, said corporate boundaries are hereby extended so as to include the following property commonly known as the J. Greg Allen & Associates, Newlin Properties, LLC, and Urology of Indiana property,

Greenwood, Indiana, and generally located on the south side of County Line Road and the East side of Airport Parkway, which falls within the following described boundaries, and the real estate located within said boundaries is hereby annexed to and made a part of said City:

ANNEXATION LEGAL DESCRIPTION

A part of the Northwest Quarter and the Northeast Quarter of Section 28, Township 14 North, Range 04 East of the Second Principal Meridian, Johnson County, Indiana, more particularly described as follows:

Commencing at the northwest corner of said Northwest Quarter, being a Harrison Monument found; thence North 88 degrees 04 minutes 50 seconds East (Basis of bearing Plat Cabinet “D”, pages 381 A & B) along the north line of said Section, a distance of 2403.03 feet; thence South 00 degrees 10 minutes 41 seconds West, a distance of 49.92 feet to a point on the easterly right-of-way line of Airport Parkway, also being the Point of Beginning; thence North 88 degrees 04 minutes 50 seconds East, a distance of 272.91 feet; thence South 00 degrees 05 minutes 40 seconds West, a distance of 1711.80 feet; thence South 88 degrees 13 minutes 50 seconds West , a distance of 275.39 feet to said easterly right-of-way line of Airport Parkway; thence North 00 degrees 10 minutes 41 seconds East along said easterly right-of-way, a distance of 1711.17 feet to the Point of Beginning; containing 10.76 acres more-or-less and subject to rights-of-way and easements of record.

Section 2. The territory annexed by this Ordinance is hereby assigned to the Greenwood Common Council District One (1).

Section 3. The official zoning map referred to in the Greenwood Zoning Ordinance No. 82-1, as amended, shall reflect and the Greenwood Common Council states that upon the effective date of this annexation ordinance, the property within the above described annexation area is hereby zoned I-1 Industrial – Light use.

Section 4. Should any section or provision of this Ordinance be declared by the Courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be unconstitutional or invalid.

Section 5. This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

Passed by the Common Council of the City of Greenwood, Indiana, this _____ day of _____, 20__.

Ronald Bates, President
Greenwood Common Council

FOR:

AGAINST:

ATTEST:

Jeannine Myers, Clerk-Treasurer

The foregoing within and attached Ordinance passed by the Common Council of the City of Greenwood, Indiana, on the ____ day of _____, 2006, is presented by me this ____ day of _____, 2006, at _____ O’Clock __.M., to the Mayor of the City of Greenwood, Indiana.

Jeannine Myers, Clerk-Treasurer

The foregoing within and attached Ordinance passed by the Common Council of the City of Greenwood, Indiana, on the ____ day of _____, 2006, is signed and approved by me this ____ day of _____, 2006, at _____ O’Clock __.M.

CHARLES E. HENDERSON, Mayor of
the City of Greenwood, Indiana